

EXHIBIT 5

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK**

TEXAS GUARANTEED STUDENT
LOAN CORPORATION,

Plaintiff,

V.

MERCER STREET BOOKS, INC.,

Defendant.

CIVIL ACTION NO.

06-CV-11495(WHP) (THK)
(ECF Case)

December 6, 2007

AFFIDAVIT OF ATTORNEYS' FEES AND COSTS

I, Keith N. Costa, being duly sworn, hereby depose and say:

1. I am over the age of eighteen years, believe in the obligations of an oath or affirmation, and make this statement upon my personal knowledge.

2. I am local counsel for the Plaintiff in the above-titled action and am familiar with the attorneys' fees and costs incurred in prosecuting this litigation.

3. Attached hereto as Exhibit 1 is an updated itemization of the attorneys' fees and costs Plaintiff has incurred from my firm in this litigation.

4. Accordingly, the attorneys' fees and costs Plaintiff has incurred from my firm in this litigation to date are as follows:

Attorneys' Fees	\$19,876.50
Costs	<u>\$850.97</u>
TOTAL	\$20,727.47

The foregoing statements are true and correct to the best of my knowledge,
information, and belief.

/s/ Keith N. Costa
Keith N. Costa

STATE OF CONNECTICUT)
COUNTY OF FAIRFIELD)

ss: Bridgeport

Subscribed and sworn to before me this 6th day of December, 2007.

/s/ Carol A. McConnell
Carol A. McConnell
Notary Public

My commission expires: August 31, 2008

Bridgeport/71256.1/JXG/662780v1

EXHIBIT 1

Matter Summary - [071256.0001] - Mercer Street B...

Summary
List
Client/Client Address
General Address
Billing
Matter Balances
Budget
Statistics

Matter Number: 071256.0001
Matter Name: 071256.0001
Client Number: 071256
Client Name: Texas Guaranteed Student Loan

12/4/2007 10:09:52 AM
Previous Next
List Related Matters

Select Detail:
Time & Fee Summary Go View As Master Matter
Refresh

	Accounts Receivable	Unbilled Fees/Costs
0 to 30	278.50	5,705.50
31 to 60	515.50	0.00
61 to 90	0.00	0.00
91+	0.00	0.00
Total	794.00	5,705.50

	Billed To Date	Unbilled
Fees	15,876.50	5,705.50
Costs	850.97	0.00
Other	0.00	

Last	Date	Amount
Bill	11/13/2007	278.50
Payment	09/26/2007	39.50
Time Entry	11/30/2007	

OP Open
Date Opened: 09/12/2006
Date Closed:

Unallocated Payments: 0.00
Interim Bills: 0.00
Non-Billable: 0.00
Net Unbilled Fees: 5,705.50
Total Investment: 6,499.50